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Publishing, Sony/ATV Songs LLC, and House of Cash, Inc.*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BROADCAST MUSIC, INC.; COTILLION
MUSIC, INC.; TERRY STAFFORD MUSIC CO.;
SONY/ATV SONGS LLC d/b/a SONY/ATV TREE
PUBLISHING; SONY/ATV SONGS LLC; HOUSE
OF CASH, INC.,

Plaintiffs,

vs.

TRM HOSPITALITY LLC d/b/a LEGENDS
SPORTS BAR & GRILL and JAMES MURPHY,
individually,

Defendants.

Case No.: 2:20-cv-00309-APG-VCF

**PLAINTIFFS' UNOPPOSED
MOTION TO EXTEND DEADLINE
TO RESPOND TO DEFENDANT
JAMES MURPHY'S MOTION TO
DISMISS [ECF NO. 8]**

(SECOND REQUEST)

ORDER

Plaintiffs, Broadcast Music, Inc. ("BMI"), Cotillion Music, Inc., Terry Stafford Music Co., Sony/ATV Songs LLC d/b/a Sony/ATV Tree Publishing, Sony/ATV Songs LLC, and House of Cash, Inc. (collectively, "Plaintiffs"), by and through their counsel, Armstrong Teasdale LLP, hereby move pursuant to Fed. R. Civ. P. 6 and Local Rule LR IA 6-1, to extend the deadline to respond to Defendant James Murphy's Motion to Dismiss (ECF No. 8), which was filed on March 4, 2020, by an additional thirty (30) days so that Plaintiffs' response would be due on June 3, 2020 (instead of the current deadline of May 4, 2020). Undersigned counsel communicated with Defendant James Murphy via email on April 27, 2020, regarding this extension request, and Mr. Murphy was in

1 agreement to a 30 day extension. This is the second request to extend this particular deadline. A
2 hearing is not presently scheduled for the Motion to Dismiss.

3 Good cause exists to extend the deadline for Plaintiffs to respond to the Motion to Dismiss by
4 an additional 30 days, or to June 3, 2020. In light of the present COVID-19 pandemic, the
5 Declaration of Emergency Directive issued by Governor Sisolak requiring the closure of non-
6 essential businesses, which includes Defendant TRM Hospitality LLC dba Legends Sports Bar &
7 Grill ("Legends") as it is a gaming bar and restaurant in Clark County, Nevada, as well as the other
8 stay-at-home and business closures orders issued in various jurisdictions across the county,
9 additional time is needed for Plaintiffs to adequately respond to Mr. Murphy's Motion to Dismiss as
10 it contains numerous disputed factual assertions. Also, the additional time will allow the parties to
11 potentially discuss settlement and reasonable accommodations under these ever evolving
12 circumstances. Plaintiffs understand that Legends, as both a gaming and non-essential business, is
13 closed under the Governor Sisolak's March 17, 2020, Emergency Directive. This request for a 30
14 day extension to respond to the Motion to Dismiss is made in good faith and is not intended to
15 unreasonably delay this matter. In particular, this case was recently filed on February 13, 2020, and
16 per the Scheduling Order, which was just entered, discovery does not close until the end of
17 November 2020 (ECF No. 13).

18 On April 27, 2020, undersigned counsel communicated with Plaintiff James Murphy via
19 email to discuss this extension request. Mr. Murphy was in agreement with Plaintiffs seeking this 30
20 day extension.

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1 Based on the foregoing, Plaintiffs respectfully request that this Court extend their deadline to
2 respond to the Motion to Dismiss by 30 days, or to June 3, 2020.

3 DATED this 28th day of April, 2020. ARMSTRONG TEASDALE LLP

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5 By: /s/Michelle D. Alarie

6 MICHELLE D. ALARIE, ESQ.

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10 *Attorneys for Plaintiffs Broadcast Music, Inc.,*
11 *Cotillion Music, Inc., Terry Stafford Music Co.,*
12 *Sony/ATV Songs LLC d/b/a Sony/ATV Tree Publishing,*
13 *Sony/ATV Songs LLC, and House of Cash, Inc.*

14 **ORDER**

15 **IT IS SO ORDERED.**

16 

17 UNITED STATES DISTRICT JUDGE

18 Dated: April 28, 2020.